

# United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Color County District

Richfield Field Office

150 East 900 North

Richfield, UT 84701

Telephone (435) 896-1500

Fax (435) 896-1550

<http://www.blm.gov/ut/st/en/fo/richfield.html>



3101710031  
Wayne

In Reply Refer To:

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UTU-90494

June 6, 2014

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JUN 10 2014  
DIV. OF OIL, GAS & MINING

CERTIFIED MAIL – 7013 2630 0002 2809 0236

RETURN RECEIPT REQUESTED

## NOTICE OF NON-COMPLIANCE

Bromide Mining LLC

Attn: Kristen Sheffer, Managing Member

2335 NW 107<sup>th</sup> Ave. Suite 2M46

Miami, Florida 33172

Ms. Sheffer:

The Bureau of Land Management (BLM) has made an initial investigation of the upper Crescent Creek Road (BLM route 14000) which accesses your patented mining claim for the Bromide Mine. Our investigation has determined that the Bromide Mining Company has regularly used and upgraded an access route across BLM land without a legal right-of-way (ROW). The above-referenced access route crosses BLM land within the following legal description:

Salt Lake Meridian, Utah

T. 31 S., R. 10 E.,

sec. 25, SW1/4SW1/4;

sec. 26, SE1/4SE1/4;

sec. 35, lot 2, N1/2NE1/4, and NE1/4NW1/4.

The access route leading to your mining operation has historically been used with minimal disturbance without a proper ROW. Past upgrades to said access route were generally not a regular occurrence and disturbance to public land was minimal. The Bromide Mining Company has been observed both utilizing and upgrading said access road on a regular basis. Recent snow removal and grading activities along the access road have resulted in environmental degradation to Crescent Creek and naturally forested areas.



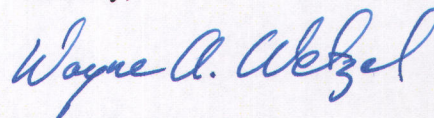
The Bromide mining operation is in need of a right-of-way authorization under Title V of the Federal Land Policy and Management Act (FLPMA) before further maintenance or upgrades of the access road can take place. In addition, you will be required to rehabilitate the disturbed areas under the direction of the authorized BLM personnel in order to correct the environmental issues that have been caused by the non-compliant activity. One of the primary environmental concerns is that of the altered riparian area along Crescent Creek. Your operation has caused significant adverse effects and displacement to the creek itself as well as the associated riparian areas. The adverse effects caused by your operation need to be addressed and corrected immediately and the overall disturbance caused by the road will need to be pulled back to its original footprint of no more than 25 feet in width.

Should you disagree with our determination, please provide evidence and/or information that show you are authorized for these activities on public lands within 15 days of receipt of this letter. This evidence and/or information should be provided to the Bureau of Land Management Richfield Field Office, 150 East 900 North, Richfield, Utah 84701.

Failure to comply with this notice and resolve the non-compliance may result in trespass penalties and a citation for your appearance before a designated United States magistrate under Title 43 CFR § 9262.1.

Please contact our staff Realty Specialist, Michael B. Utley at (435) 896-1515 to discuss the issue further and to develop rehabilitation and ROW plans for the access route and stream corridor. In the interim, please immediately discontinue any and all maintenance of and upgrades to the route until the non-compliance can be resolved.

Sincerely,



Wayne A. Wetzel  
Field Office Manager

Enclosed: Photo Documentation

cc: Bromide Mining LLC  
Operations Office  
100 East 20 North  
P.O. Box 121  
Hanksville, Utah 84734

State of Utah  
Division of Oil, Gas and Mining  
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